

To: Sylvia Simson[sylviasimson@quinnemanuel.com]
Cc: Andrew J. Rossman[andrewrossman@quinnemanuel.com]; Jonathan Oblak[jonoblak@quinnemanuel.com]
From: Yacovone, Krista
Sent: Thur 6/30/2016 10:19:55 PM
Subject: RE: EPA Access to the LCP Chemicals, Inc. Superfund Site
LPH Access Agreement 063016.docx

Hi Sylvia,

Thank you for following up on EPA's request for access through the LPH Property. Going forward, EPA and its authorized representatives will contact Mr. Bove before visiting the LCP Site in order to obtain access via Linde Road.

Remedial design activities are scheduled to begin at the LCP Site in the next few weeks. Attached for your review is a Consent for Access to Property form. If this is acceptable to you and your client, please obtain your client's signature and transmit back to me at your earliest convenience. Feel free to contact me with any questions.

Best,

Krista

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Krista E. Yacovone

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From: Sylvia Simson [mailto:sylviasimson@quinnemanuel.com]
Sent: Thursday, June 30, 2016 3:08 PM
To: Yacovone, Krista <yacovone.krista@epa.gov>
Cc: Andrew J. Rossman <andrewrossman@quinnemanuel.com>; Jonathan Oblak <jonoblak@quinnemanuel.com>
Subject: EPA Access to the LCP Chemicals, Inc. Superfund Site

Krista, we represent Linden Property Holdings LLC (“LPH”), the current owner of the property located at Tax Block 587, Lots 1 and 2.01, in Linden, New Jersey (the “LPH Site”). We write in connection with our call on June 14, 2016 and your follow-up email of the same date regarding access to the LCP Chemicals, Inc. Superfund Site (the “LCP Site”), which is adjacent to the LPH Site.

We understand that the U.S. Environmental Protection Agency (the “EPA”) will be undertaking the remedial design of the remedy described in the February 25, 2014 Record of Decision for the LCP Site (the “Remedial Design”). Further, we understand that the EPA plans to undertake further investigation and sampling efforts vis-à-vis the LCP Site over the coming months. LPH is happy to grant the EPA access to the LCP Site to complete this work, but requests that the EPA access the LCP Site via Linde Road as opposed to via the access route illustrated in the map you emailed to us on June 14. The attached drawing illustrates where Linde Road is located and how the LCP Site is accessible via this route. As demonstrated in this drawing, Linde Road is gated at both ends, but LPH personnel are available to open these gates to ensure access to the LCP Site for the EPA. For security reasons, LPH would prefer to have its property secured – and thus the Linde Road gates locked – at all times that the EPA is not utilizing this route to access the LCP Site. Accordingly, if the EPA provides advance notice to Dave Bove before each LCP Site visit, Mr. Bove will be available to unlock these gates for the EPA. Mr. Bove can be reached anytime at 973-296-0296.

When the EPA expects to commence remedial activities associated with the Remedial Design, we ask that you contact us to discuss further and put together a more formal access agreement.

Should the EPA have any questions regarding the map showing the specific location of Linde Road on the LPH Site or contacting Mr. Bove, or any other concerns, please don’t hesitate to contact me. Thanks very much.

Best,

Sylvia

Sylvia Simson
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